

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

DEMERRIS WALKER.)	
)	
Petitioner,)	
)	
v.)	Civ.Act.No. 07-624-JJF
)	
PERRY PHELPS , Warden)	
and JOSEPH R. BIDEN, III , Attorney)	
General for the State of Delaware)	
)	
Respondents.)	

MOTION FOR EXTENSION OF TIME TO FILE

CERTIFIED STATE COURT RECORDS

1. The petitioner, Demerris Walker, has applied for federal habeas relief, alleging ineffective assistance of counsel and a variety of other errors in his state court criminal proceedings. D.I. 1. The undersigned filed an answer to the petition on February 29, 2008.

2. By the terms of the Court's order, the respondents are directed to attach to the answer certified copies of the state court records material to the questions raised in the petitioner's appeal.

3. A request for certified records has been made has been made to the Delaware Supreme Court. Counsel has not yet received any reply to this request. The undersigned anticipates obtaining the records no later than March 31, 2008.

4. This is respondents' FIRST request for an extension of time to file records.

5. Respondents submit that an extension of time to March 31, 2008 in which to file certified copies of the material portions of the state court records in this case is reasonable. Respondents submit herewith a proposed order.

/s/ James T. Wakley
Deputy Attorney General
Department of Justice
820 N. French Street
Wilmington, DE 19801
(302) 577-8500
Del. Bar. ID No. 4612

DATE: February 29, 2008

CERTIFICATE OF SERVICE

I hereby certify that on February 29, 2008, I electronically filed the attached documents with the Clerk of Court using CM/ECF. I also hereby certify that on March 3, 2008, I will mail, by United States Postal Service, the same documents to the following nonregistered participant:

Demerris Walker
SBI # 00318389
Delaware Correctional Center
1181 Paddock Road
Smyrna, DE 19977

/s/ James T. Wakley
Deputy Attorney General
Department of Justice
820 N. French Street
Wilmington, DE 19801
(302) 577-8500
Del. Bar. ID No. 4612
james.wakley@state.de.us

Date: February 29, 2008

IN THE UNITED STATES DISTRICT COURT
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DEMERRIS WALKER.

Petitioner,

V.

Civ.Act.No. 07-624-JJF

PERRY PHELPS, Warden
and **JOSEPH R. BIDEN, III**, Attorney
General for the State of Delaware

Respondents.

ORDER

This ____ day of _____, 2008,

WHEREAS, respondents having requested an extension of time in which to file certified state court records, and,

WHEREAS, it appearing to the Court that the requested extension is timely made
and good cause has been shown for the extension,

IT IS HEREBY ORDERED that certified state court records related to this matter shall be filed on or before March 31, 2008.

United States District Judge